

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff,

:

Case No. 3:15-cr-168

Related Case No. 3:17-cv-262

District Judge Thomas M. Rose

Magistrate Judge Michael R. Merz

ERIK GRANADOS,

Defendant.

ORDER ADOPTING REPORT AND RECOMMENDATIONS

This case is before the Court on Motion to Vacate Sentence pursuant to 28 U.S.C. § 2255 filed by Defendant Erik Granados (ECF No. 57). On August 7, 2017, Magistrate Judge Merz, to whom the motion had been referred, recommended that it be dismissed with prejudice (Report, ECF No. 58). Upon Defendant's Motion (ECF No. 59), his time to file objections was extended to and including September 13, 2017, but no objections have been filed.

Accordingly, pursuant to Fed. R. Civ. P. 72, the Report is ADOPTED, the § 2255 Motion is DISMISSED WITH PREJUDICE, Defendant is denied a certificate of appealability, and this Court certifies to the Sixth Circuit that an appeal would not be taken in objective good faith.

September 27, 2017.

*s/Thomas M. Rose

Thomas M. Rose
United States District Judge